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Attorney Docket No. 033216M078

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Chiyoko Matsumi, et al.

Serial No.: 10/725,940

Group Art Unit: 2183

Filed: December 3, 2003

Examiner: Unassigned

For : RECORDING AND REPRODUCING SYSTEM, RECORDING APPARATUS,
REPRODUCING APPARATUS, RECORD MEDIUM, RECORDING AND
REPRODUCING METHOD, RECORDING METHOD, REPRODUCING
METHOD, PROGRAM AND RECORD MEDIUM

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
Washington, D.C. 20231

Sir:

Please amend the official filing receipt as indicated:

Under Applicants, please add the following:

Chiyoko Matsumi – Osaka, Japan

Keisuke Matsuo – Nara, Japan

Harutoshi Miyamoto – Osaka, Japan

Nobuyasu Takeguchi – Osaka, Japan

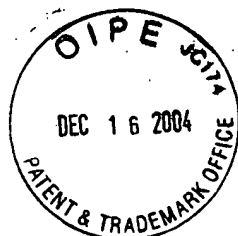
All of the Applicants identified immediately above properly were named in a prior-mailed filing receipt on February 27, 2004. It appears that the PTO overlooked one of the pages of named Applicants in the executed Declaration submitted (in response to the Notice to File Missing Parts) on April 14, 2004. For convenience, another copy of the executed Declaration is attached hereto. Note that all eight Applicants have signed.

Respectfully submitted,
SMITH, GAMBRELL & RUSSELL, LLP

By:

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December 16, 2004

P 34851-01
Smith (US)

Declaration and Power of Attorney United States Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (*if only one name is listed below*) or an original, first and joint inventor (*if plural names are listed below*) of the subject matter which is claimed and for which a patent is sought on the invention entitled

RECORDING AND REPRODUCING SYSTEM, RECORDING APPARATUS, REPRODUCING APPARATUS, RECORD MEDIUM, RECORDING AND REPRODUCING METHOD, RECORDING METHOD, REPRODUCING METHOD, PROGRAM AND RECORD MEDIUM

(check one) ☐ is attached hereto.
☒ was filed as U.S. Application No. 10/725,940 on December 3, 2003
and (*if applicable*) was amended on _____
☐ was filed as PCT International Application No. _____ on _____ and
(*if applicable*) was amended under PCT Article 36 on _____.

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) or §365(b) of any foreign and PCT application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America listed in this Declaration. I have also identified below any foreign application for patent or inventor's certificate or PCT international application having a filing date before that of the application(s) on which priority is claimed:

Foreign/PCT Application No.	Country	Filing Date	Priority Claimed? (yes/no)

I hereby claim the benefit under Title 35, United States Code, §120 or §365(c) of any United States application and PCT international application designating the United States of America listed in this Declaration and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application or PCT international application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

U.S. Application No.	Filing Date	Status (<i>patented/pending/abandoned?</i>)

I hereby claim priority benefits under Title 35 United States Code §119(e) of any U.S. provisional application(s) listed below:

U.S. Provisional Application No.	Filing Date
60/433,009	December 13, 2002

I/we hereby appoint all attorneys of Smith, Gambrell & Russell, LLP, who are listed under the USPTO Customer Number shown below as my/our attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, recognizing that the specific attorneys listed under that Customer Number may be changed from time to time at the sole discretion of Smith, Gambrell & Russell, LLP, and request that all correspondence be addressed to the address filed under the same USPTO Customer Number.

00441

Please send all correspondence to: SMITH, GAMBRELL & RUSSELL, LLP, 1850 M Street, N.W. (Suite 800), Washington, D.C. 20036. All facsimiles may be sent to (202) 263-4329. Direct all phone calls to (202) 263-4300.

Address all correspondence to:

**Michael A. Makuch
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Date: March 25, 2004

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Signature: Ian Mercer

Date: 3/15/04